

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

DMARCE HUTCHERSON,

Defendant.

Case No. 12-cr-00235-YGR-3

**ORDER DENYING CERTIFICATE OF  
APPEALABILITY**

Re: Dkt. No. 255

On November 10, 2016, the Court denied defendant Dmarce Hutcherson's Motion to Vacate, Set Aside, or Correct Sentence under 28 U.S.C. section 2255. (Dkt. No. 255.) The Court hereby further **DENIES** defendant's request for a certificate of appealability. Reasonable jurists would not "find the [Court's] assessment of the constitutional claims debatable or wrong." *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). Petitioner may seek a certificate of appealability from the Ninth Circuit Court of Appeals.

**IT IS SO ORDERED.**

Dated: November 23, 2016



**YVONNE GONZALEZ ROGERS  
UNITED STATES DISTRICT COURT JUDGE**